

07-25-07

1637

JF

CERTIFICATE UNDER 37 CFR § 1.10 OF MAILING BY "EXPRESS MAIL"

EV 860819001 US

July 23, 2007

USPS Express Mail Label Number

Date of Deposit

I hereby certify that this correspondence is being deposited with the United States Postal Services "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By: _____

Nancy Foster



PATENT

Customer No. 22,852

Attorney Docket No. 04121.0003-02000

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Joseph A. SORGE et al.

Group Art Unit: 1637

Application No.: 08/529,767

Examiner: Jeffrey FREDMAN

Filed: September 18, 1995

For: NOVEL POLYMERASE
COMPOSITIONS AND USES
THEREOF

Confirmation No. 4454

MAIL STOP AMENDMENT

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE
STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), applicants bring to the attention of the Examiner the documents listed on the enclosed IDS Form PTO/SB/08. This Information Disclosure Statement is being filed, to the undersigned's knowledge, before the mailing date of a first Office Action on the merits after the Request for Continued Examination was filed in this case on June 7, 2007.

Copies of the listed documents are enclosed. Applicants respectfully request that the Examiner consider the listed documents and indicate that they were considered by making appropriate notations on the enclosed form.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine that the cited documents do not constitute "prior art" under United States law, applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicants further reserve the right to take appropriate action to establish the patentability of the claimed invention over the listed documents should one or more of the documents be applied against the claims of the present application.

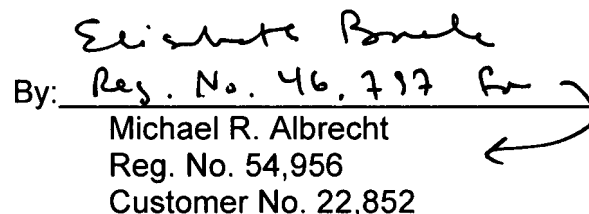
If there is any fee due in connection with the filing of this Statement, please charge the fee to Deposit Account No. 06-0916.

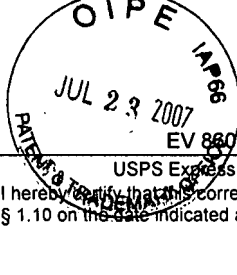
Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: July 23, 2007

Seisante Bonale
By: Reg. No. 46,717 for
Michael R. Albrecht
Reg. No. 54,956
Customer No. 22,852





CERTIFICATE UNDER 37 CFR § 1.10 OF MAILING BY "EXPRESS MAIL"

EV 880819001 US

July 23, 2007

USPS Express Mail Label Number

Date of Deposit

I hereby certify that this correspondence is being deposited with the United States Postal Services "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to Mail Stop, Amendment Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By: Nancy Foster

IDS Form PTO/SB/08: Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)				Complete if Known	
				Application Number	08/529,767
				Filing Date	September 18, 1995
				First Named Inventor	Joseph A. SORGE et al.
				Art Unit	1637
				Examiner Name	Jeffrey FREDMAN
Sheet	1	of	2	Attorney Docket Number	04121.0003-02000

U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS					
Examiner Initials ¹	Cite No. ¹	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			

Note: Submission of copies of U.S. Patents and published U.S. Patent Applications is not required.

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation ⁶
		Country Code ³ Number ⁴ Kind Code ⁵ (if known)				

OTHER DOCUMENTS (from U.S. Application No. 10/319,778, filed December 13, 2002)			
	1.	Applicant Statement of Interview Summary filed August 14, 2006, in U.S. Patent Application No. 10/319,778.	
	2.	Notice of Allowance and Fee(s) Due mailed November 20, 2006, in U.S. Patent Application No. 10/319,778.	
	3.	Comments on Statement of Reasons for Allowance filed November 27, 2006, in U.S. Patent Application No. 10/319,778.	
	4.	Notice of Allowance and Fee(s) Due mailed March 8, 2007, in U.S. Patent Application No. 10/319,778.	

OTHER DOCUMENTS (from U.S. Application No. 08/164,290, filed December 8, 1993)			
	5.	Office Action mailed January 25, 1995, in U.S. Application No. 08/164,290.	
	6.	Response to Restriction Requirement Under 35 U.S.C. § 121 dated February 24, 1995, in U.S. Application No. 08/164,290.	
	7.	Office Action mailed May 1, 1995, in U.S. Application No. 08/164,290.	
	8.	Examiner Interview Summary Record mailed June 14, 1995, in U.S. Application No. 08/164,290.	
	9.	Response to Office Action dated July 14, 1995, in U.S. Application No. 08/164,290.	
	10.	Official Communication mailed March 19, 1996, in U.S. Application No. 08/164,290.	
	11.	Office Action mailed August 5, 1996, in U.S. Application No. 08/164,290.	
	12.	Request for Reconsideration Under 37 C.F.R. § 1.111 dated December 5, 1996, in U.S. Application No. 08/164,290.	
	13.	Office Action mailed March 18, 1997, in U.S. Application No. 08/164,290.	
	14.	Response to Office Action dated September 17, 1997, in U.S. Application No. 08/164,290.	
	15.	Express Abandonment dated December 5, 1997, in U.S. Application No. 08/164,290.	
	16.	Notice of Abandonment mailed December 8, 1997, in U.S. Application No. 08/164,290.	

IDS Form PTO/SB/08: Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use as many sheets as necessary)				Complete if Known	
				Application Number	08/529,767
				Filing Date	September 18, 1995
				First Named Inventor	Joseph A. SORGE et al.
				Art Unit	1637
				Examiner Name	Jeffrey FREDMAN
Sheet	2	of	2	Attorney Docket Number	04121.0003-02000

OTHER DOCUMENTS (from Reexamination Control No. 90/006,571, reexamination request filed March 20, 2003)			
	17.	Petition to Reopen Prosecution for Consideration of Additional Documents dated January 30, 2007, in Reexamination Control No. 90/006,571	
	18.	Interview dated February 5, 2007, in Reexamination Control No. 90/006,571.	
	19.	Ex Parte Reexamination Communication Transmittal Form and Decision on Petition Under 37 C.F.R. § 1.182, mailed March 28, 2007, in Reexamination Control No. 90/006,571.	
	20.	Ex Parte Reexamination Interview Summary dated June 27, 2007, in Reexamination Control No. 90/006,571.	
	21.	Ex Parte Reexamination Communication Transmittal Form mailed June 27, 2007, in Reexamination Control No. 90/006,571.	
	22.	Interview Summary (and Certificate of Service) with attached slides and Decision on Appeal from U.S. Patent Application No. 08/453,347 dated July 20, 2007, in Reexamination Control No. 90/006,571.	

Examiner Signature		Date Considered	
--------------------	--	-----------------	--

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.